
Public Utilities Commission of the State of California

Wesley M. Franklin, Executive Director

Headquarters

505 Van Ness Avenue
San Francisco, CA 94102
(415) 703-2782

Southern California Office

320 West 4th Street, Suite 500
Los Angeles, CA 90013
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Online Calendar Archive: http://www.cpuc.ca.gov/daily_calendar_archive/

Daily Calendar **Thursday, March 28, 2002**

- Regular Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification of Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/Arbitrator's Reports/
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications

Commission Decision and Resolution Summaries for the Conference of March 6, 2002, are included in this calendar.



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

REGULAR COMMISSION BUSINESS MEETINGS

April 4, 2002	10 am	San Francisco
April 22, 2002	11 am	San Francisco
May 2, 2002	10 am	San Francisco

COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

March 29, 2002	1:30 pm	San Francisco
April 17, 2002	1:30 pm	San Francisco
April 29, 2002	1:30 pm	San Francisco

NOTICE TO PEOPLE WITH DISABILITIES

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics. If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

- e-mail: public.advisor@cpuc.ca.gov
Voice: 415-703-2074
FAX: 415-703-1758 (Attn: Public Advisor)
TTY: 1-866-836-7825 (toll-free)
1-415-703-5282

NOTICES

Delivery of Formal Pleadings for Filing

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4th Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

Charge for Commission Documents

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

Commission Resources Available for Rental

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

SUBSCRIPTION INFORMATION

Subscription Notice for Draft Agenda Items

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above. Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

Subscription Notice for Daily Calendar and/or Agenda

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

COMMISSIONER OFFICE HOURS

For further information or to make an appointment, please contact Norm Carter at (213) 576-7055 or (866) 849-8391

<u>Date/Time</u>	<u>Commissioner</u>	<u>Location</u>
April 24, 2002 1 pm – 3 pm	Henry M. Duque	320 West 4 th Street, Suite 500 Los Angeles

PUBLIC MEETING & WORKSHOPS

Public Input Meeting Notice

AB 140 Implementation March 28, 2002 7 pm	Board of Supervisors' Room 224 N. Edwards Street, (U.S. 395) Independence
---	--

Telecommunications Division staff will be conducting Public Input Meetings regarding the implementation of AB 140, the rural telecommunications infrastructure grant program. Staff is seeking public input on community eligibility criteria, grant approval criteria and working group board membership and functions. Contact: Contact Linda Rochester at (415) 703-2785 or lrr@cpuc.ca.gov.

Public Meeting Notice – Deaf and Disabled Telecommunications Program

Deaf and Disabled Telecommunications Program Administrative Committee April 2, 2002 10 am – 4 pm	DDTP Office 505 14th Street, Suite 400 Oakland
---	--

The Administrative Committee of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

PUBLIC MEETING AGENDA:

I.) Minutes of the March 2002 DDTPAC Meeting, II.) Approval of Agenda, III.) Administrative Business, IV.) Financial Business, V.) Other Business, VI.) DDTP Department Activity Reports, VII) Adjournment.

For additional information, please call Katy Franco, DDTP Committee Coordinator, at (510) 302-1100 VOICE, (510) 302-1101 TTY, or e-mail her at katyf@ddtp.org. If you plan to attend the meeting and need sign language interpreters or other special communication accommodations, please call the DDTP office at least 5 days prior to the meeting.

Meeting Information: For more information, please contact Katy Franco, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

Environmental Notice: People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

Public Input Meeting Notice

<i>AB 140 Implementation</i> <i>April 3, 2002</i> <i>7 pm</i>	<i>Board of Supervisors' Chamber</i> <i>255 N. Forbes Street – 1st Floor</i> <i>Lakeport</i>
---	--

Telecommunications Division staff will be conducting Public Input Meetings regarding the implementation of AB 140, the rural telecommunications infrastructure grant program. Staff is seeking public input on community eligibility criteria, grant approval criteria and working group board membership and functions.

Contact: Contact Linda Rochester at (415) 703-2785 or lrr@cpuc.ca.gov.

Offset Rates and Balancing Account Workshop Notice (Please Note: New Date)

<i>April 4, 2002</i> <i>11 am – 1 pm</i>	<i>California Public Utilities Commission</i> <i>505 Van Ness Avenue, Suite 3104</i> <i>San Francisco</i>
--	--

In accordance with Section 4 of the Scoping Memo issued March 11, 2002 in the Rulemaking to Evaluate Existing Practices and Policies for Processing Offset Rate Increase and Balancing Accounts and Decide Whether New Policies are Needed, R.01-12-009, the California Public Utilities Commission's Water Division posts and serves electronically this notice of a workshop it will sponsor to address the issue of calculating the expense component of the balancing account. The workshop will be hosted by Water Division and allow participants to discuss and make recommendations on this issue. Within ten days after the workshop, we invite parties to submit and serve a position statement, discussing why their proposed method of calculating the expense component is preferable.

The meeting is wheelchair accessible.

If you will not attend then please provide your written or electronic comments before the close of the workshop. Send them electronically to water_division@cpuc.ca.gov or mail them to:

California Public Utilities Commission

Water Division

Attn.: Fred L. Curry

505 Van Ness Avenue

San Francisco, CA 94102

(415) 703-1739

Public Input Meeting Notice

<i>AB 140 Implementation</i> <i>April 9, 2002</i> <i>7 pm</i>	<i>City Council Chambers</i> <i>531 K Street</i> <i>Eureka</i>
---	---

Telecommunications Division staff will be conducting Public Input Meetings regarding the implementation of AB 140, the rural telecommunications infrastructure grant program. Staff is seeking public input on community eligibility criteria, grant approval criteria and working group board membership and functions.

Contact: Contact Linda Rochester at (415) 703-2785 or lrr@cpuc.ca.gov.

Public Input Meeting Notice

<i>AB 140 Implementation</i> <i>April 11, 2002</i> <i>7 pm</i>	<i>Lassen County Fairgrounds – Commercial Building</i> <i>195 Russell Avenue</i> <i>Susanville</i>
--	--

Telecommunications Division staff will be conducting Public Input Meetings regarding the implementation of AB 140, the rural telecommunications infrastructure grant program. Staff is seeking public input on community eligibility criteria, grant approval criteria and working group board membership and functions.

Contact: Contact Linda Rochester at (415) 703-2785 or lrr@cpuc.ca.gov.

Public Meeting

<i>April 16, 2002</i> <i>9:30 am</i>	<i>California Public Utilities Commission</i> <i>505 Van Ness Avenue, Room 3204</i> <i>(Corner of Van Ness Avenue and McAllister Street)</i> <i>San Francisco</i>
---	--

The CHCF-A, CHCF-B and CTF Administrative Committees will hold a meeting on April 16, 2002, to discuss: (1) Introductions; (2) Public Comments; (3) Review and Approval of January 16, 2002, Public Meeting Minutes; (4) Discussion on the Status of Annual Report for Each Program Fund; (5) Discussion on the Status of Assigned Commissioner's Ruling on the Advisory Board Membership and Other Related Issues; (6) Status Report on the Current Committee Composition; (7) Discussion on the Fiscal Year 2003-2004 Budgets for Each Program; (8) Status Report on the Financial Condition of Each Program Fund; (9) Presentation by Vantage Consulting, Inc. on the Attestation Examinations of the CHCF-B/CTF Surcharge Remittances of Pacific Bell, AT&T & Sprint PCS; and (10) Schedule for the Next Public Meeting and Agenda. The contact person for this meeting is Hassan Mirza at (415) 703-1638.

NOTICE OF DRAFT RESOLUTIONS
(Pursuant to PU Code § 311(g))

NOTICE OF RESOLUTION TO DISCLOSE INVESTIGATIVE REPORT

Draft Resolution Authorizing Disclosure of Commission Consumer Services Division (Utilities Safety Branch) Records Pursuant to Public Records Act Request by Robert D. Peterson, Esq., on Behalf of Pouk & Steinle, Inc., Seeking Disclosure of Commission Staff Investigative Records Relating to the Death of Ron Wilson (Incident No. EIR20001204-01).

A draft resolution (L-298) by the Legal Division authorizing disclosure of the Utilities Safety Branch's investigative report concerning Incident No. EIR20001204-01, is scheduled for consideration on the April 4, 2002 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote. The Commission may adopt all or part of the draft resolution, amend or modify it, or set it aside and prepare a different resolution.

On February 28, 2002, the draft resolution was circulated to the requesting party and the subject utility, Southern California Edison Company, pursuant to Public Utilities Code Section 311(g)

and Rules 77.7 and 81 of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at cpuc.ca.gov.

The Commission will consider the draft resolution at its April 4, 2002 meeting. Interested parties may file comments on the draft resolution, and may file replies to comments. An original and 2 copies of comments must be filed with the Legal Division by March 15, 2002, at the address set forth below. Reply comments must be filed by March 22, 2002. Commenters must also serve comments, and reply comments, on the service list, and send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. (Rule 77.7.) Parties may view comments at the Commission's San Francisco Office.

Carrie G. Pratt
Legal Division
California Public Utilities Commission
505 Van Ness Avenue, Room 5137
San Francisco, CA 94102
Telephone: (415) 703-2742
E-mail: cgp@cpuc.ca.gov

The Commission's Telecommunications Division has prepared Resolution T-16647 for the April 18, 2002 Agenda. It will revoke the CPCNs of the following 22 telecommunications companies because it appears they no longer operate.

<u>CPCN#</u>	<u>Company Name</u>
5644	Metrolink Communications, Inc.
5646	Advanced Telecommunications Network
5678	Universal Communications Network
5681	Nucomnet
5695	Educare Network, Inc.
5705	Global Telecom
5714	Long Distance Services, Inc.
5715	Telmatch Telecommunications, Inc.
5723	International Telemedia Associates, Inc.
5741	WCI Communications, Inc.
5747	Group Advantage Providers, LLC
5750	Atlas Equity, Inc.
5753	All American Telephone, Inc.
5759	ACI Communications, Inc.
5771	Telemanagement Advantage Group
5787	Strategic Telecom Systemns, Inc.
5792	Ample Sky Telecom
5794	Pick Communications Corp.

5804	Digital Services Corp.
5819	I.C.N., LLC
5822	Inmark, Inc.
5825	Cheetah Communications, LLC

Questions or comments on this resolution should be directed to:

Joe McIlvain
505 Van Ness Avenue
San Francisco, CA 94102
Phone: (415) 703-2185

The Telecommunications Division (TD) does not have current address and operating status information on the following competitive carriers. TD requests that these carriers or anyone else with this information contact:

Joe McIlvain
Telecommunications Division
(415) 703-2185

<u>Utility ID#</u>	<u>Carrier</u>
5044	Napa Valley Telecom Services
5264	LDC Consultants
5398	Professional Communications Management Services
5411	Texas Hotel Communications, Inc.
5422	Colorado River Communications Corp.
5559	USN Communications, Inc.
5592	Pantel Communications, Inc.
5594	Network Enhanced Technologies, Inc.
5615	Telegation, Inc.
5672	World-Link, Inc.
5708	Cybersentry, Inc.
5738	MSN Communications, Inc.
5749	Eastern Telecommunications, Inc.
5850	Flat Rate Long Distance, Inc.
5855	Activetel L.D., Inc.
5878	Latin American Enterprises, Inc.
5896	Network One
5945	!Telsa, Inc.
6052	Comtex Corporation
6082	First Call USA, Inc.
6121	Executive Telecard, Ltd.
6198	TII Incorporated
6205	Centennial Telecommunications, Inc.

6219	Alliance Network, Inc.
6294	American Telesource International, Inc.
6360	Siesta Telecom
6452	Ecocom USA Limited
6438	Jirehcom, Inc.
6494	Nxgen Networks, Inc.
6498	Zama Networks, Inc.
6543	Domino Networks Communications, Inc.
6573	RGB Communications, LLC

NEW FILINGS

3/14/02	A02-03-037	Senco Net, Inc., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013
---------	------------	--

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

DRAFT DECISIONS * PROPOSED DECISIONS * ALTERNATES * PRESIDING OFFICER'S DECISION * ARBITRATOR'S REPORTS

3/27/02	A.99-04-011	VarTec Telecom, Inc. for a Certificate of Public Convenience and Necessity To Offer Local Exchange and Access Services and to Acquire the Majority Membership Interest in, and the Certificate of Public Convenience and Necessity of Choctaw Communications, LLC; Proposed Decision of ALJ O'Donnell
---------	-------------	--

ADVICE LETTER FILINGS

NONE

MISCELLANEOUS TRANSPORTATION ITEMS
Filings with Rail Safety and Carriers Division

3/26/02 TCP 14726-B Appellation Tours Inc., dba Beau Limousine Service,
Address: 999 S. Novato Boulevard, Novato, California
94947, Telephone: (415) 884-3770; Terminal Address:
Same; Application filed for new Class B authority

MISCELLANEOUS TELECOMMUNICATION MATTERS

<u>Date Filed</u>	<u>Subject</u>
March 25, 2002	California High-Cost Fund-A Administrative Committee Fund: Notice of filing of payment letter(s) for payments to be made on April 5, 2002. Protests or comments may be submitted. All protests and comments must be filed by 12:00 PM on or before April 2, 2002 with John M. Leutza, Director of the Telecommunications Division, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102. These payment letters are available at: http://www.cpuc.ca.gov/static/industry/telco/public+programs/index.htm or contact Hassan Mirza at (415) 703-1638.
March 25, 2002	The California High-Cost Fund-B Administrative Committee Fund: Notice of filing of payment letter(s) for payments to be made on April 5, 2002. Protests or comments may be submitted. All protests and comments must be filed by 12:00 PM on or before April 2, 2002 with John M. Leutza, Director of the Telecommunications Division, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102. These payment letters are available at: http://www.cpuc.ca.gov/static/industry/telco/public+programs/index.htm or contact Hassan Mirza at (415) 703-1638.
March 25, 2002	The California Teleconnect Fund Administrative Committee Fund: Notice of filing of payment letter(s) for payments to be made on April 5, 2002. Protests or comments may be submitted. All protests and comments must be filed by 12:00 PM on or before April 2, 2002 with John M. Leutza, Director of the Telecommunications Division, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102. These payment letters are available at: http://www.cpuc.ca.gov/static/industry/telco/public+programs/index.htm , or you may contact Robert Weissman at (415) 703-1989.
March 25, 2002	The Universal Lifeline Telephone Service (ULTS) Trust Administrative Committee Fund: Notice of filing of payment letter(s) for payments to be made on April 5, 2002. Protests or comments may be submitted. All protests and

comments must be filed by 12:00 PM on or before April 2, 2002 with John M. Leutza, Director of the Telecommunications Division, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102. These payment letters are available at:
<http://www.cpuc.ca.gov/static/industry/telco/public+programs/index.htm> or contact Hassan Mirza at (415) 703-1638.

TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

3/22/02	C.01-10-033	McVicar - Reginald Thatcher, Complainant, vs. Sprint Communications Company L.P., Defendant.
---------	-------------	--

ADJOURNMENTS * RESETTINGS * HEARINGS CONCLUDED

A.01-10-028	Correction to Daily Calendar of 3/27/02 Bushey - In the matter of the Application of San Gabriel Valley Water Company (U 337 W) for Authority to Increase Rates Charged for Water Service in its Los Angeles County Division revenues by \$9,526,800 or 30.4% in 2002, \$7,276,100 or 17.8% in 2003, \$2,668,600 or 5.5% in 2004, and \$2,668,500 or 5.2% in 2005, Evidentiary Hearing held and submitted upon filing of Exhibit 13
I.00-11-001	Gottstein - Order Instituting Investigation into Implementation of Assembly Bill 970 Regarding the Identification of Electric Transmission and Distribution Constraints, Actions to Resolve Those Constraints, and Related Matters Affecting the Reliability of Electric Supply, and
A.01-04-012	Gottstein - Conditional Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Los Banos-Gates 500 kv Transmission Project Evidentiary Hearing held and no report given
C.01-08-022	Grau – Jeffrey A. Heyser, Complainant, vs. AT&T Communications of California, Inc., Defendant, Evidentiary Hearing held and no report given

REMOVALS FROM CALENDAR

- A.01-10-026 Duda - VarTec Telecom, Inc. (U-53840C), VarTec Telecom Holding Company, Teleglobe Holdings (U.S.) Corporation, Excel Telecommunications, Inc. (U 4303-C), eMeritus Communications, Inc. (U-5526-C), and Long Distance Wholesale Club, Inc. (U 5653-C), for Authority for Transfers of Control, **TELEPHONIC Prehearing Conference scheduled for April 8 has been removed from the Calendar**
- A.01-10-026 Duda - VarTec Telecom, Inc. (U-53840C), VarTec Telecom Holding Company, Teleglobe Holdings (U.S.) Corporation, Excel Telecommunications, Inc. (U 4303-C), eMeritus Communications, Inc. (U-5526-C), and Long Distance Wholesale Club, Inc. (U 5653-C), for Authority for Transfers of Control, **Evidentiary Hearing scheduled for April 10 – 11 have been removed from the Calendar**
-

NEW SETTINGS

4/23/02	10:00 a.m.	(PHC) - Application of the Santa Clara Valley Transportation Authority for an order authorizing construction of an at-grade crossing of Hamilton Avenue (82D-5.6) by the light rail transit line of the Vasona Light Rail Project in the City of Campbell, County of Santa Clara,
ALJ Walker	A.01-01-003	Commission Courtroom, San Francisco
Comr Lynch		

LAW AND MOTION

Law and Motion Hearings are held before **Administrative Law Judge Sarah R. Thomas** at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

4/8/02	10:00 a.m.	NONE SCHEDULED
4/15/02	10:00 a.m.	NONE SCHEDULED

4/22/02	10:00 a.m.	NONE SCHEDULED
---------	------------	----------------

FINAL ORAL ARGUMENTS (FOA)

NONE

HEARINGS

Dates in parentheses following the word “also” are subject to change without notice. The assigned Commissioner’s name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

<i>(PHC) = Prehearing Conference</i>	<i>(WS) = Workshop</i>
<i>(EH) = Evidentiary Hearing</i>	<i>(FPH) = Full Panel Hearing</i>
<i>(PPH) = Public Participation Hearing</i>	<i>(AH) = Arbitration Hearing</i>
<i>(IAM) = Initial Arbitration Meeting</i>	<i>(CA) = Closing Argument</i>
<i>(M) = Mediation</i>	<i>(LM) = Law & Motion</i>
<i>(ECP) = Expedited Complaint Procedure</i>	<i>(OA) = Oral Argument</i>
<i>(OSC) = Order to Show Cause</i>	

4/2/02	9:00 a.m.	(EH) - Order Instituting Rulemaking on the
ALJ Kenney	R.01-09-001	Commission’s Own Motion to Assess and Revise the
Comr Lynch		New Regulatory Framework for Pacific Bell and
		Verizon California Incorporated, and

	I.01-09-002	(EH) - Order Instituting Investigation on the
		Commission’s Own Motion to Assess and Revise the
		New Regulatory Framework for Pacific Bell and
		Verizon California Incorporated,
		Commission Courtroom, San Francisco

4/2/02	10:00 a.m.	(EH) - Application of the City of Fremont to
ALJ DeBerry	A.01-05-001	Construct a Pedestrian/Bicycle Path at Grade Across
Comr Duque		the Warm Springs Subdivision and the Milpitas
		Subdivision Union Pacific Railroad Company Branch
		Lines in the City of Fremont, Alameda County, State
		of California,
		Commission Courtroom, San Francisco
		(also April 3 - 4)

4/4/02	9:00 a.m.	(EH) - Application of North Gualala Water Company for Authority to Implement a Water Rate Surcharge to Recover Costs Associated with the Extraordinary Events Memorandum Account (Source of Supply Study), Commission Courtroom, San Francisco
ALJ Vieth Comr Duque	A.01-10-020	
4/4/02	10:00 a.m.	(EH) - In the matter of the Order Instituting Investigation on the Commission's own motion into the operations and practices of William Michael Gavin, an individual doing business as Affordable Apartment Movers, Respondent, Commission Courtroom, State Office Building 320 West 4th Street, 5th Floor Los Angeles, CA
ALJ Bushey	I.01-11-037	
4/4/02	2:30 p.m.	(PHC) - In the Matter of the Joint Application of California-American Water Company (U-210-W), a California corporation, RWE Aktiengesellschaft, a corporation organized under the laws of the Federal Republic of Germany, Thames Water Aqua Holdings GmbH, a corporation organized under the laws of the Federal Republic of Germany, Thames Water Plc, a corporation organized under the laws of the United Kingdom and Wales, and Apollo Acquisition Company, a Delaware Corporation, for an order Authorizing Apollo Acquisition Company to merge with and into American Water Works Company, Inc. resulting in a change of control of California-American Water Company, and for such related relief as may be necessary to effectuate such transaction, Commission Courtroom, San Francisco
ALJ Econome Comr Duque	A.02-01-036	
4/8/02	2:00 p.m.	(PHC) - Order Instituting Rulemaking Into Implementation of Assembly Bill 1149 Regarding Underground Electric and Communications Facilities, Commission Courtroom, San Francisco
ALJ Brown Comr Duque	R.00-01-005	
4/9/02	2:00 p.m.	(TELEPHONIC PHC) - Gorgee Enterprises, Inc., G & S Transit, Inc., and Tri-City Transit, Inc., Complainants, vs. America's Dream Limousine Service, Inc., Defendant, ALJ Grau's Office, San Francisco
ALJ Grau	C.01-11-044	

4/10/02	10:00 a.m.	(ECP) - Janice D. and Francis R. Eakle,
ALJ Patrick	C.02-02-035	Complainants, vs. Pacific Gas and Electric Company,
		Defendant,
		Employment Development Department
		Sycamore Conference Room
		2445 Carmichael Drive
		Chico, CA
4/11/02	10:00 a.m.	(PHC) - Application of Clear World
ALJ O'Donnell	A.01-09-040	Communications Corporation for a Certificate of
Comr Wood		Public Convenience and Necessity to Operate as a
		Provider of Resold Local Exchange
		Telecommunications Service within the State of
		California,
		Commission Courtroom, San Francisco
4/15/02	2:00 p.m.	(EH) – Edward A. Sweeney, Complainant, vs. San
ALJ Barnett	C.01-12-032	Diego Gas and Electric Company, Defendant, Paul B.
Comr Wood		Austin, Intervenor,
		San Diego State Office Building
		1350 Front Street, Room B-102
		San Diego, CA
4/18/02	10:00 a.m.	(EH) - In the Matter of the Application of California
ALJ Bushey	A.01-09-062	Water Service Company (U 60 W), a Corporation, for
Comr Duque		an Order Authorizing It to Increase Rates Charged for
		Water Service at Each of Its Operating Districts to
		Recover Increased Operating Expenditures at Its
		General Office, and
	A.01-09-063	(EH) - And Related Matters,
	A.01-09-064	Commission Courtroom, San Francisco
	A.01-09-065	(also April 19 and April 22-26)
	A.01-09-066	
	A.01-09-067	
	A.01-09-068	
	A.01-09-069	
	A.01-09-070	
	A.01-09-071	
	A.01-09-072	
	A.01-09-073	
	A.01-09-074	

4/18/02 ALJ Wetzell Comr Wood	2:00 p.m. A.02-01-015	(PHC) - Application of SAN DIEGO GAS & ELECTRIC COMPANY for Approval of Utility Retained Generation Cost Recovery Mechanism (U 902-E), Commission Courtroom, San Francisco
4/19/02 ALJ Barnett	11:00 a.m. C.02-02-026	(ECP) – Bahman Jamtoob, Complainant, vs. Pacific Bell, Defendant, Commission Courtroom, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA
4/19/02 ALJ Barnett	12:00 p.m. C.02-01-040	(ECP) - Mo Kadohata, Complainant, vs. Southern California Gas Company, Defendant, Commission Courtroom, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA
4/23/02 ALJ Walker Comr Lynch	10:00 a.m. A.01-01-003	(PHC) - Application of the Santa Clara Valley Transportation Authority for an order authorizing construction of an at-grade crossing of Hamilton Avenue (82D-5.6) by the light rail transit line of the Vasona Light Rail Project in the City of Campbell, County of Santa Clara, Commission Courtroom, San Francisco
4/23/02 ALJ Patrick Comr Duque	1:30 p.m. C.01-11-027	(EH) – Everett and Karen Downs, Complainants, vs. Citizens Water Resources, Defendant, Commission Courtroom, San Francisco
4/24/02 ALJ Grau Comr Brown	10:00 a.m. I.01-03-021	(EH) - Investigation on the Commission's own Motion and Order to Show Cause into the operations, practices and conduct of Titan Telecommunications, Inc. (U-6224), and Christopher Bucci, its President and owner, Respondents, Commission Courtroom, San Francisco (also April 25)
4/29/02 ALJ Cooke Comr Duque	10:00 a.m. A.01-03-036	(PHC) – In the Matter of the Application of San Diego Gas & Electric Company (U 902-E) for a Certificate Of Public Convenience & Necessity Valley-Rainbow 500kV Inter-Connect Project, Commission Courtroom, San Francisco

5/3/02 ALJ Barnett	12:00 p.m. C.01-12-034	(ECP) – Linda Marie Romney, Complainant, vs. Pacific Bell Telephone Company, Defendant, Commission Courtroom, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA
5/3/02 ALJ Barnett	1:00 p.m. C.02-03-021	(ECP) - C.W. Lee, Complainant, vs. California Water Service Company, Defendant, Commission Courtroom, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA
5/3/02 ALJ Barnett	2:00 p.m. C.02-03-024	(ECP) - Priscilla A. Ferreri, Complainant, vs. Verizon California, Inc., Defendant, Commission Courtroom, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA
5/6/02 ALJ Cooke Comr Duque	9:00 a.m. A.01-03-036	(EH) – In the Matter of the Application of San Diego Gas & Electric Company (U 902-E) for a Certificate Of Public Convenience & Necessity Valley-Rainbow 500kV Inter-Connect Project, Commission Courtroom, San Francisco (also May 7 - 10 and May 13 - 17)
5/6/02 ALJ Barnett	10:00 a.m. C.01-12-031	(ECP) – Stephen L. and Marie K. Peck, Complainant, vs. Southern California Gas Company, Defendant, Employment Development Department Laguna Room 23456 Madero, Suite 150 Mission Viejo, CA
5/6/02 ALJ Barnett	2:00 p.m. C.02-03-033	(ECP) – Daniel W. and Darlene S. Akers, Complainants, vs. Pacific Bell Telephone Company, Defendant, Employment Development Department Administrative Conference Room 1949 Avenida Del Oro Street Carlsbad, CA
5/13/02 ALJ Barnett Comr Brown	10:00 a.m. A.01-09-003	(EH) - Application of Pacific Gas and Electric Company in the 2001 Annual Transition Cost Proceeding for the Record period July 1, 2000, through June 30, 2001 (Non Procurement Practices only) and

	A.01-09-005	(EH) - Application of San Diego Gas & Electric Company (U 902-E) in the Fourth Annual Transition Cost Proceeding Addressing the Transition Cost Balancing Account (TCBA), Commission Courtroom, San Francisco (also May 14 – 17)
5/17/02 ALJ Walker Comr Duque	10:00 a.m. A.00-10-026	(PHC) - In the matter of the Application of 360networks (USA) inc. for authority to construct facilities within the State of California required to provide InterLATA and IntraLATA Telecommunications Services, and
	A.99-08-021	(PHC) – Application of Pacific Fiber Link, L.L.C. (U-6028-C) for Modification of its Certificate of Public Convenience and Necessity (“CCPN”) to Review Proponent’s Environmental Assessment for Compliance with the California Environmental Quality Act (“CEQA”), Commission Courtroom, San Francisco
5/20/02 ALJ Wetzell Comr Wood	9:00 a.m. A.02-01-015	(EH) - Application of SAN DIEGO GAS & ELECTRIC COMPANY for Approval of Utility Retained Generation Cost Recovery Mechanism (U 902-E), Commission Courtroom, San Francisco (also May 21 – 24)
5/21/02 ALJ Rosenthal	10:00 a.m. A.01-02-026	(EH) - In the Matter of the Application of CATALINA RED & WHITE CRUISES, INC., a California Corporation, for a certificate of public convenience and necessity to operate as a vessel common carrier between Long Beach and Los Angeles (San Pedro), California, on the one hand, and all points and places on Santa Catalina Island, on the other hand, and between all points and places at and within three miles of Santa Catalina Island; and request for interim operating authority, Commission Courtroom, San Francisco (also May 22)
6/3/02 ALJ Sullivan Comr Brown	9:30 a.m. A.01-09-006	(EH) - Application of Southern California Edison Company (U 338-E) in the 2000/2001 Revenue Adjustment Proceeding, Commission Courtroom, San Francisco (also June 4)

6/5/02 ALJ Grau Comr Brown	10:00 a.m. C.01-07-034	(EH) - Mike Knell, dba JTR Publishing, Complainant, vs. Pacific Bell Telephone Company and AT&T Communications of California, Inc., Defendants, Commission Courtroom, San Francisco
6/6/02 ALJ Walker Comr Brown	10:00 a.m. C.01-10-012	(EH) - San Gabriel Transit, Inc., a California corporation, dba City Cab Company, Complainant, vs. Titan Capital Corp., dba Valley Cab & Valley Transportation Car & Limousine Service; East Valley Transportation, LLC; West Valley Transportation, LLC; Avetik Sarkissian, an individual; Brad Gunches, an individual; and DOES 1-25, inclusive, Defendants, Commission Courtroom, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA (also June 7)
6/6/02 ALJ Econome Comr Duque	10:00 a.m. I.01-08-029	(PHC) - Order Instituting Investigation Into Southern California Edison Company's Electric Line Construction, Operation and Maintenance Practices, Commission Courtroom, San Francisco
6/10/02 ALJ Galvin Comr Brown	10:00 a.m. A.01-11-004	(EH) - In the Matter of the Application of San Diego Gas & Electric Company For Authority to Make Various Electric Rate Design Changes, Close Certain Rates, and Revise Cost Allocation Among Customer Classes Effective, August 1, 2002. (U 902 E), Commission Courtroom, San Francisco (also June 11 – 14 and June 17 – 21 “as needed”)
6/10/02 ALJ Econome Comr Duque	10:00 a.m. I.01-08-029	(EH) - Order Instituting Investigation Into Southern California Edison Company's Electric Line Construction, Operation and Maintenance Practices, Commission Courtroom, San Francisco (also June 11 – 14 and June 17 – 18) (Note: June 17 at 10:00 a.m. and the remaining days at 9:00 a.m.)

6/17/02 ALJ Prestidge Comr Brown	10:00 a.m. A.02-01-012	(EH) - Application of Pacific Gas and Electric Company for Authorization to Sell Electric Distribution and Certain Transmission Facilities Serving the City of Patterson, the Community of Crows Landing, and Certain Adjacent Rural Areas to the Turlock Irrigation District Pursuant to Public Utilities Code Section 851 and For Approval of Service Area Agreement Under Public Utilities Code Section 8101. (U 39E), Commission Courtroom, San Francisco (also June 18 – 20)
7/8/02 ALJ Thomas Comr Brown	10:00 a.m. R.01-05-047	(EH) - Order Instituting Rulemaking on the Commission's Own Motion to Determine Whether Baseline Allowances for Residential Usage of Gas and Electricity Should Be Revised, Commission Courtroom, San Francisco (also July 9 at 10:00 a.m.; July 10 at 9:00 a.m.; and July 15 – 19 at 10:00 a.m.)
7/15/02 ALJ Econome Comr Duque	10:00 a.m. I.01-08-029	(EH) - Order Instituting Investigation Into Southern California Edison Company's Electric Line Construction, Operation and Maintenance Practices, Commission Courtroom, San Francisco (also July 16 – 19 at 9:00 a.m.)
7/18/02 ALJ Walker Comr Bilas	10:00 a.m. C.01-06-008	(EH) - Yucaipa Mobilehome Residents' Association ("YMRA"), a California nonprofit corporation, by Len Tyler, President of YMRA, as representative of the residents of Knollwood Mobilehome Park; Edna Jenkins, a represented Member of YMRA, an individual and resident Of Knollwood Mobilehome Park; and Nancy L. Carlisle, a represented member of YMRA, an Individual and resident of Knollwood Mobilehome Park, Complainants, vs. Knollwood Mobilehome Estates, Ltd., a California Partnership, doing business as Knollwood Mobilehome Estates, Defendant, Riverside County Workforce Development Center 1151 Spruce Street, Room 13 Riverside, CA
7/22/02 ALJ Kenney Comr Lynch	10:00 a.m. R.01-09-001	(EH) - Order Instituting Rulemaking on the Commission's Own Motion to Assess and Revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated, and

	I.01-09-002	(EH) - Order Instituting Investigation on the Commission's Own Motion to Assess and Revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated, Commission Courtroom, San Francisco (also July 23 – 26 and July 29 – August 2)
7/23/02 ALJ Barnett Comr Wood	10:00 a.m. A.98-07-003	(EH) - Application of Pacific Gas and Electric Company for Verification, Consolidation, and Approval of Costs and Revenues in the Transition Revenue Account., Commission Courtroom, San Francisco (also July 24 – 26)
8/5/02 ALJ Wong Comr Bilas	9:30 a.m. A.01-10-011	(EH) - Application of Pacific Gas and Electric Company Proposing a Market Structure and Rules for the Northern California Natural Gas Industry for the Period Beginning January 1, 2003 as Required by Commission Decision 01-09-016. (U 39 G), Commission Courtroom, San Francisco (also August 6 – 9 and August 12 - 14)
8/27/02 ALJ Brown Comr Brown	10:00 a.m. A.01-09-024	(EH) - In the Matter of the Application of Southern California Gas Company (U 904G) For Authority to Revise its Rates Effective January 1, 2001, in its Biennial Cost Allocation Proceeding, and
	A.01-10-005	(EH) - In the Matter of the Application of San Diego Gas & Electric Company (902G) For Authority to Revise its Gas Rates Effective January 1, 2003, in its Biennial Cost Allocation Proceeding, Commission Courtroom, San Francisco (also August 27 – 30; September 3 – 6; September 9 – 13; and September 16 - 20)
8/29/02 ALJ Jones Comr Wood	10:00 a.m. I.01-04-026	(PHC) – Order Instituting Investigation into the Revenue Requirement of Roseville Telephone Company Pursuant to Decision 00-11-039, Commission Courtroom, San Francisco
9/9/02 ALJ McKenzie Comr Wood	10:00 a.m. C.01-01-043	(PHC) - Universal Studios, Inc., Complainant. vs. Southern California Edison Company, Defendant., Commission Courtroom, San Francisco (also September 10 – 12)

10/7/02	10:00 a.m.	(EH) – Order Instituting Investigation into the Revenue Requirement of Roseville Telephone Company Pursuant to Decision 00-11-039, Commission Courtroom, San Francisco (also October 8 – 11 and October 15 – 18)
ALJ Jones	I.01-04-026	
Comr Wood		
12/9/02	10:00 a.m.	(EH) - Application of Pacific Gas and Electric Company in the 2001 Annual Transition Cost Proceeding for the Record period July 1, 2000, through June 30, 2001 (Procurement Practices only), Commission Courtroom, San Francisco (also December 10 – 13)
ALJ Barnett	A.01-09-003	
Comr Brown		

EXECUTIVE ORDERS SIGNED

2/21/02	D02-02-053	R98-07-037 – Order instituting rulemaking on the Commission’s proposed policies and programs governing energy efficiency, low-income assistance, renewable energy and research development and demonstration. Dismisses the application of Pacific Gas and Electric Company for rehearing of D01-07-028.
	D02-02-054	C00-01-017 – Robert Hambly, for himself and on behalf of the residents of Los Robles Mobilehome Park vs. Hillsboro Properties and the City of Novato. Corrects error in D02-01-043.
2/22	D02-02-055	A01-12-036 – KDI Distribution, Inc. For a certificate of public convenience and necessity to provide interLATA and intraLATA telecommunications service as a facilities-based carrier. Granted as set forth. This proceeding is closed.
	D02-02-056	A01-12-041 – IBN InterTelecom. For a certificate of public convenience and necessity to provide interLATA and intraLATA telecommunications service as a switchless reseller. Granted as set forth. This proceeding is closed.
	D02-02-057	A01-12-039 – Central Utah Communications, Inc. For a certificate of public convenience and necessity to provide interLATA and intraLATA telecommunications service as a switchless reseller. Granted as set forth. This proceeding is closed.

2/25	D02-02-058	C01-07-043 – Jo Anne Barker vs. Los Angeles County Metropolitan Transportation Authority, et al. and Nossaman Guthner Knox & Elliott, LLP, et al. Dismissed.
2/28	D02-02-059	C01-08-040 – Qui and Ai Chau Do vs. San Diego Gas & Electric Company. Dismissed.
	D02-02-060	C01-10-048 - Apollo Wood Recovery, Inc. (Apollo) vs. Southern California Edison Company (Edison). Dismissed. Monies on escrow with the Commission shall be disbursed; \$6,000 plus interest to Edison, and \$8,225.23 plus interest to Apollo.
3/1	D02-03-001	A02-01-001 – Calmtel USA, Inc. For a certificate of public convenience and necessity to provide interLATA and intraLATA telecommunications service as a facilities-based carrier. Granted as set forth. This proceeding is closed.
	D02-03-002	A02-01-022 – Telecom Management, Inc., dba Pioneer Telephone. For a certificate of public convenience and necessity to provide interLATA and intraLATA telecommunications service as a switchless reseller. Granted as set forth. This proceeding is closed.
	D02-03-003	A00-11-038 – Southern California Edison Company (Edison). For authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs. A00-11-056, A00-10-028 – Related matters. Corrects error in D02-02-052.
3/5	D02-03-004	(ECP)C02-01-006 – Bichhang Ngo vs. AT&T Communications of California, Inc. Dismissed.
	D02-03-005	(ECP)C01-12-048 – Brice R. Goetz vs. Verizon Wireless. Dismissed. The \$587.95 deposit with the Commission shall be returned to Goetz.
	D02-03-006	A01-06-025 – City of Newman. For authority to construct Sherman Parkway Crossing over the tracks right of way of the California Northern Railroad Company in the City of Newman, Stanislaus County. Corrects error in D02-02-017.
	D02-03-007	(ECP)C01-11-029 – Specialty Tours – International

(USA) vs. Federal Transtel, Inc. **Dismissed.**

COMMISSION MEETING OF MARCH 6, 2002

Commissioners Present:

Loretta M. Lynch, President

Henry M. Duque

Richard A. Bilas

Geoffrey F. Brown

Carl W. Wood

- 3/6 D02-03-009 R95-01-020 – Rulemaking on the Commission’s Own Motion into Universal Service and to Comply with the Mandates of Assembly Bill 3643. I95-01-021 – Related matter. **Modifies D98-09-039 to authorize Roseville Telephone Company to file a proposal in I01-04-026 to reduce its rates and price ceilings by an amount equal to its draws from the California High Cost Fund-B.**
- D02-03-010 A00-09-051 - Omniplex Communications Group, LLC. For a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange, interexchange, and wireless telecommunications services. **Dismissed for failure to prosecute. This proceeding is closed.**
- D02-03-011 A01-10-040 - Sprint Communications Company L.P. Application to withdraw the provision of its Sprint ION (Integrated On-demand Network) services in California, and to transfer the local voice service components of Sprint ION customers' service to other local service providers. **Granted as set forth. Three protests were filed and denied. This proceeding is closed.**
- D02-03-012 A00-05-041 – Intouch Telecom, L.L.C. For a certificate of public convenience and necessity to provide facilities-based and resold local exchange and interexchange telecommunications services. **Dismissed for failure to prosecute. This proceeding is closed.**
- D02-03-013 A00-09-056 – Global Broadband, Inc. For a certificate of public convenience and necessity to provide facilities-based local exchange

- telecommunications services. **Dismissed for failure to prosecute. This proceeding is closed.**
- D02-03-014 A00-05-044 – North County Tel-Comm, Inc. For a certificate of public convenience and necessity to resell local exchange and interexchange telecommunications services. **Dismissed for failure to prosecute. This proceeding is closed.**
- D02-03-015 A01-07-028 – David Smith and Shuttle Pro, Inc. For authority to transfer his passenger stage certificate (PSC) to Shuttle Pro, Inc., and the latter to extend the PSC between points in the counties of Contra Costa, San Joaquin, Solano, Sonoma, and Monterey, and the international airports of San Jose, Oakland, and San Francisco. **Granted as set forth. This proceeding is closed.**
- D02-03-016 (ECP) C01-10-045 – John W. Gaddis III vs. Lance Johnson, dba Arrowhead Manor Water Company. **Complaint denied. This proceeding is closed.**
- D02-03-017 A02-01-002 – California Water Service Company. For authority to issue and/or sell on or before December 31, 2005, equity and debt securities not exceeding in aggregate amount \$250,000,000. **Granted as set forth. This proceeding is closed.**
- D02-03-018 A97-12-020 – Pacific Gas and Electric Company. For authority among other things, to increase rates and charges for electric and gas service effective on January 1, 1999. I97-11-026, A94-12-005, I95-02-015 – Related matters. **Grants James Weil an award of \$2,300.81 for substantial contributions to D01-10-031. These proceedings are closed.**
- D02-03-019 I01-03-021 – Order Instituting Investigation on the Commission's own motion and order to show cause into the operations, practices and conduct of Titan Telecommunications, Inc. (U-6224), and Christopher Bucci, its President and Owner. **This decision extends the 12-month statutory deadline pursuant to Public Utilities Code Section 1701.2(d) for this investigation until October 31, 2002 to permit hearing and decision following Consumer Services Division's alter ego investigation.**

- D02-03-020 C01-03-028 – Paul Higginbotham vs. Pacific Bell Telephone Company . C01-05-059, C01-05-068, C01-07-023, C01-11-008. – Related matters. **This decision extends the 12-month statutory deadline pursuant to public Utilities Code Section 1701.2(d) until further order for consolidated complaint proceeding.**
- D02-03-021 A02-01-028 - Winstar Wireless, Inc. (Old Winstar) and Winstar Communications, LLC (New Winstar). Joint application for New Winstar to acquire the assets and the certificates of public convenience and necessity of Old Winstar. This proceeding is closed. **Granted as set forth. This proceeding is closed.**
- D02-03-022 A01-05-049 – Southern California Edison Company (SCE). For authority to lease to Ventura Power Storage, LLC a 7.5-acre site located on a portion of SCE's Mandalay-Santa Clara 220-kilovolt (kV) transmission and 66-kV sub-transmission right of way in the City of Ventura. **Granted as set forth. This proceeding is closed.**
- D02-03-023 R97-10-016 - Order Instituting Rulemaking on the Commission's Own Motion into Monitoring Performance of Operations Support Systems. I97-10-017 - Related matter. **Implements an operations support systems performance incentives plan, as specified in Appendix J.**
- D02-03-024 R00-10-002 – Order Instituting Rulemaking into the operation of interruptible load programs offered by Pacific Gas and Electric Company (PG&E), San Diego Gas & Electric Company (SDG&E), and Southern California Edison Company (SCE) and the effect of these programs on energy prices, other demand responsiveness programs, and the reliability of the electric system. **Directs PG&E, SCE, and SDG&E to continue all reasonable efforts to operate their distribution systems at the lowest peak load voltage levels consistent with Commission orders and Rule 2; modify their existing voltage regulating devices, as necessary and reasonable, to ensure operation within Rule 2 limits; and explore all reasonable opportunities for additional voltage savings in the normal course of their operations, including implementation of all cost-effective measures to**

reduce voltage during normal substation related work.

- D02-03-025 A00-10-029 – Pacific Gas and Electric Company (PG&E). For authority to (1) issue, sell and deliver one or more series of its first and refunding mortgage bonds, debentures, subordinated deferrable interest debentures, promissory notes and/or other evidences of indebtedness in connection with domestic or euro-market offerings, to guarantee the obligations of others in respect of the issuance of securities and to arrange for standby letters of credit as performance guarantees, the total aggregate principal amount of such issuances and guarantees not to exceed \$2 billion; (2) enter into one or more interest rate caps, collars and swaps; (3) issue variable rate debt (including fixed rate debt swapped to a variable rate) to finance balancing account undercollections; and (4) obtain an exemption from the competitive bidding rule. **In response to PG&E's petition to modify D01-06-074, D01-02-050, and D01-01-062, this decision extends PG&E's authority under § 851 to pledge its gas customer accounts receivable and core gas inventory for the purpose of procuring core gas supplies until the earlier of (i) May 1, 2003, (ii) 15 days after an upgrade of the credit rating of PG&E's senior unsecured long-term debt, (iii) the effective date of PG&E's Chapter 11 Plan, or (iv) the dismissal or conversion of PG&E's Chapter 11 case. This proceeding is closed. (Pres Lynch will file a concurrence).**
- D02-03-026 R00-01-005 – Order instituting rulemaking into implementation of Assembly Bill 1149 regarding underground electric and communication facilities. **Denies the application for rehearing of D01-12-009 filed by the City of Oakland. (Comr Bilas being necessarily absent, did not participate).**

RESOLUTIONS SIGNED ON

COMMISSION MEETING OF MARCH 6, 2002

Commissioners Present:

Loretta M. Lynch, President:

Henry M. Duque

**Richard A. Bilas
Carl W. Wood
Geoffrey F. Brown**

- 3/6/2002 ALJ-176-3083 Ratification of preliminary determinations of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure. **Adopted as set forth in the attachments.**
- E-3591 Advice Letter (AL) 1140-E/1129-G, supplement AL 1140-E-A/1129-G-A, and second supplement AL 1140-E-B/1129-G-B of San Diego Gas & Electric Company. Requests authorization to add to its list of sample forms two Summary Bill forms which allow customers with multiple accounts at multiple service addresses to receive one bill instead of individual bills for each account. **Approved. Enron's protest, and the two protests filed by Alliance for Retail Markets are denied.**
- E-3757 Southern California Edison Company (Edison) Advice Letter (AL) 1539-E, Pacific Gas and Electric Company (PG&E) AL 2134-E, and San Diego Gas & Electric Company (SDG&E) AL 1354-E. Resolution (1) denying authority requested by Edison, PG&E, and SDG&E to have applicants for Tariff Rule 20-B undergrounding projects pay for removal of poles and facilities; (2) ordering electric utilities to charge pole removal costs to their underground conversion program budgeted allocations; and (3) ordering utilities to identify and repay applicants all such charges with interest to date. **Adopted as set forth.**
- G-3330 Advice Letter 646 of Southwest Gas Corporation. Requests approval of an amendment to an existing service agreement for noncore intrastate transportation of natural gas with AFG Industries, Inc. **Granted as set forth.**
- T-16641 Request for voluntary revocation of the certificates of public convenience and necessity held by US West Long Distance, Inc. (U-5798), LD Exchange.com, Inc.(U-5940), Satelink Paging, LLC (U-5971), NewSouth Communications Corp. (U-6349), TeleDirect Communications Group, LLC (U-6410), and Dynamic Telecom Engineering I, LLC (U-6518). **Granted as set**

forth.

- | | |
|----------|--|
| TL-18989 | Resolution modifying the expiration date of the authority granted to vessel common carriers to adjust their fares without specific approval of the Commission. Granted as set forth. |
| TL-18994 | Resolution approving issuance of charter-party carrier certificates pursuant to Section 5374(b) of the Public Utilities Code. Granted as set forth in the attachment. |
| W-4327 | Resolution authorizing all Class B, C, and D Water Utilities to establish Water Quality Memorandum Accounts for recording expenses resulting from drinking water regulations, including water sampling, testing, reporting, and treatment costs, and Office of Drinking Water User Fee Memorandum Accounts to track California Department of Health Services user fees not presently included in rates, and authority to file advice letters for the recovery of such charges and expenses. Adopted as set forth. |

NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.***

NONE

NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

2/25/02 R02-01-011 Order Instituting Rulemaking regarding the implementation of the suspension of direct access pursuant to Assembly Bill 1X and Decision 01-09-060

Summary: On February 20, 2002, Leslie Katz, Regional Vice President for Sempra Energy (Sempra), left a voicemail message for Lynne McGhee, advisor to Cmmr. Duque. Katz explained that there were some small changes that could clarify issues in the draft alternate.

Filer: Sempra Energy

Contact: Renee Le Camus

Phone: (415) 202-9986

e-mail: rlecamus@sempra.com

3/5/02 R02-01-011 Order Instituting Rulemaking regarding the implementation of the suspension of direct access pursuant to Assembly Bill 1X and Decision 01-09-060

Summary: On March 1, 2002, Leslie Katz, Regional Vice President for Sempra Energy (Sempra), met with David Gamson, advisor to Cmmr. Brown, in San Francisco. Also present was Billy Blattner, CPUC Relations Administrator for Sempra. Katz stated that San Diego Gas & Electric Company (SDG&E) supports the draft alternate. Katz indicated that SDG&E disagrees with an interpretation that the draft alternate may require a DASR submission cut-off date of September 20, 2001.

Filer: Sempra Energy

Contact: Renee Le Camus

Phone: (415) 202-9986

e-mail: rlecamus@sempra.com

Summary: On February 28, 2002, Brian Cherry, Chief of Regulatory Relations for Pacific Gas and Electric Company (PG&E), met with Belinda Gatti, advisor to Cmmr. Brown, in San Francisco. Cherry stated that the language in the alternate decision needed clarification on the treatment of existing direct access customers who lost their energy service providers (ESP) after September 20, 2001. Cherry suggested that the language be modified to clearly state that all existing direct access customers who lose their ESP must be returned to utility service and that there was no distinction intended between new and existing ESP customers.

Filer: Pacific Gas and Electric Company

Contact: Michelle Brown

Phone: (415) 972-5611

3/5/02 A01-04-007 Southern California Gas Company, for Authority pursuant to Public Utilities Code Section 851 to Sell Cushion Gas in its Aliso Canyon and La Goleta Storage Fields

Summary: On February 28, 2002, Judy Peck, CPUC Relations Administrator for Sempra Energy (Sempra), met with Aaron Johnson, advisor to Cmmr. Lynch, in San Francisco. Ron van der Leeden, Sempra Regulatory Case Manager, participated in the meeting via telecom. Peck explained that no hearing have been held, so any gain on sale benefit should be addressed in the second phase of this proceeding. Peck noted that Southern California Gas Company (SoCalGas) has invested over \$16 million in this project. Peck stated that SoCalGas would like the final decision to clearly allow for the prompt recovery of these project costs. Van der Leeden explained that the additional storage capacity made available as a secondary benefit of this project would be made available through the mechanism established in D01-12-018.

Filer: Sempra Energy

Contact: Renee Le Camus

Phone: (415) 202-9986

e-mail: rlecamus@sempra.com

3/5/02	A00-10-029	Pacific Gas and Electric Company, (1) to issue, sell and deliver one or more series of its First and Refunding Mortgage Bonds, debentures, subordinated deferrable interest debentures, promissory notes and/or other evidences of indebtedness in connection with domestic or Euro-market offerings, to guarantee the obligations of others in respect of the issuance of securities and to arrange for standby letters of credit as performance guarantees, the total aggregate principal amount of such issuance and guarantees not to exceed \$2 billion; (2) to enter into one or more interest rate caps, collars and swaps; (3) to issue variable rate debt (including fixed rate debt swapped to a variable rate) to finance balancing account undercollections; and (4) for an exemption from the Competitive Bidding Rule.
--------	------------	--

Summary: On February 28, 2002, Brian Cherry, Regulatory Relations of Pacific Gas and Electric Company (PG&E), met with Belinda Gatti, advisor to Cmmr. Brown, in San Francisco. Cherry stated that it was imperative for the Commission to reach a decision before March 15, 2002, because under normal contracting terms and conditions, gas purchases made after that date would not be subject to security guarantees now in place. Cherry also stated that continuance of the security program would assure that core customers were able to purchase competitively price gas supplies.

Filer: Pacific Gas and Electric Company

Contact: Michelle Brown

Phone: (415) 972-5611

3/6/02	A00-11-001	Order Instituting Investigation into implementation of Assembly Bill 970 regarding the identification of electric transmission and distribution constraints, actions to resolve those constraints, and related matters affecting the reliability of electric supply.
	A01-04-012	Pacific Gas and Electric Company, Conditional Application for a Certificate of Public Convenience

and Necessity Authorizing the Construction of the Los
Banos-Gates 500 kV Transmission Project

Summary: On March 1, 2002, Philip Pettingill of the California Independent System Operator (CA ISO), met with ALJ Gottstein at an industry technical conference in San Francisco (Ritz-Carlton Hotel). On March 4, Jeanne Sole, Regulatory Counsel to CA ISO called ALJ Gottstein as a follow-up to the March 1st communication. Steve Weissman, advisor to Cmmr. Wood, also participated in the conversation of March 1, 2002. Pettingill stated that the CA ISO was aware of a study of upgrades that might be made to the transmission system outside of California, that would affect and could improve transfer capability over Path 15. Sole stated that the study was conducted by the Pacific Gas and Electric Company.

Filer: California Independent System Operator

Contact: Jeanne Sole

Phone: (916) 351-4400

3/7/02	R97-10-016	Commission Order Instituting Rulemaking, on the Commission's Own Motion into monitoring performance of operations support systems.
	I97-10-017	Commission Order Instituting Investigation, on the Commission's Own Motion into monitoring performance of operations support systems.

Summary: On March 4, 2002, Evelyn Lee, attorney for WorldCom, Inc. (WorldCom), on behalf of the following competitive local exchange carriers (CLECs): AT&T Communications of California, Inc., PacWest Telecomm Inc., New Edge Networks, WorldCom, and XO California, Inc., sent a letter (attached to the notice) to the Commission. In the letter, CLECs explained that the revised draft decision would fail to accomplish the Commission's intent to adopt a self-executing remedy to discourage Pacific Bell from providing discriminatory OSS service. The CLECs sought modification of the revised decision to increase the rate of incentive payments, to remove the Tier 1 cap, and to correct confusing language regarding the effect of the adopted plan.

Filer: WorldCom, Inc.

Contact: Trine Izing

Phone: (415) 228-1245

Summary: On March 5, 2002, Evelyn Lee, attorney for WorldCom, Inc. (WorldCom), on behalf of the following competitive local exchange carriers (CLECs): AT&T Communications of California, Inc., PacWest Telecomm Inc., New Edge Networks, WorldCom, and XO California, Inc., had two separate telephone communications with Thomas Long, advisor to Cmmr. Lynch, and Robert Wullenjohn, advisor to Cmmr. Brown. Written material (attached to the notice) was used. Lee stated that the revised draft decision would fail to accomplish the Commission's intent to adopt a self-executing remedy to discourage Pacific Bell from providing discriminatory OSS service. The CLECs sought modification of the revised decision to increase the rate of incentive payments, to remove the Tier 1 cap, and to correct confusing language regarding the effect of the adopted plan.

Filer: WorldCom, Inc.

Contact: Trine Izing

Phone: (415) 228-1245

3/8/02 A00-10-029 Pacific Gas and Electric Company, (1) to issue, sell and deliver one or more series of its First and Refunding Mortgage Bonds, debentures, subordinated deferrable interest debentures, promissory notes and/or other evidences of indebtedness in connection with domestic or Euro-market offerings, to guarantee the obligations of others in respect of the issuance of securities and to arrange for standby letters of credit as performance guarantees, the total aggregate principal amount of such issuance and guarantees not to exceed \$2 billion; (2) to enter into one or more interest rate caps, collars and swaps; (3) to issue variable rate debt (including fixed rate debt swapped to a variable rate) to finance balancing account undercollections; and (4) for an exemption from the Competitive Bidding Rule.

Summary: On March 5, 2002, Brian Cherry, Regulatory Relations of Pacific Gas and Electric Company (PG&E), met with Cmmr. Wood in San Francisco. Also present were Linda Serizawa and Steve Weissman, advisors to Cmmr. Wood. Cherry stated that the proposed decision (PD), granting PG&E a one-year extension, was an acceptable compromise to PG&E's request for a two-year extension. Cherry stated that the PD should be voted on as soon as possible to reassure gas suppliers that they would continue to have a security interest in gas sales to PG&E.

Filer: Pacific Gas and Electric Company

Contact: Michelle Brown

Phone: (415) 972-5611